

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CRIMINAL MINUTES

Case No. **CR 15-131(A)-JFW**

Dated: June 26, 2015

PRESENT: HONORABLE JOHN F. WALTER, UNITED STATES DISTRICT JUDGE

Shannon Reilly
Courtroom Deputy

Miranda Algorri
Court Reporter

Eddie Jauregui
Kimberly D. Jaimez
Ryan White
Asst. U.S. Attorney

U.S.A. vs (Dfts listed below)

Attorneys for Defendants

1. Teofil Brank
present in custody

1. Seema Ahmad, DFPE
Ashfaq G. Chowdhury, DFPD
present appointed

PROCEEDINGS: FINAL STATUS CONFERENCE AND HEARING ON MOTIONS IN LIMINE

Case called, and counsel make their appearance.

Court hears oral argument, and for the reasons stated on the record makes the following rulings:

- Defendant's Motion in Limine No. 2 to Exclude Evidence of Gun and Ammunition [fld 5/6/15, doc 74] **is deferred** [originally filed as Motion in Limine No. 1 doc 58 and 60]
- Defendant's Motion in Limine No. 2 to Exclude Evidence of Tweet or Retweet Post on Twitter [fld 4/30/15, doc 59] **is denied in part and granted in part**
- Defendant's Motion in Limine No. 3 to Exclude Prejudicial Photographic Material Depicting Defendant [fld 6/19/15, doc 193] **is denied**
- Government's Motion in Limine No. 1 to Exclude Testimony Or Evidence Regarding Rape Allegation Against Victim D.B. [fld under seal 4/30/15, doc 61] **is withdrawn**
- Government's Motion in Limine No. 2 to Exclude Cross Examination or Extrinsic Evidence Relating Cooperating Witness's Specific Instances of Conduct Pursuant to Federal Rules of Evidence 608 (b), 403 [fld under seal 6/19/15, doc 203] **tentative ruling issued - final ruling deferred to trial**
- Government's Motion in Limine No. 3 to Exclude (I) References to Identities of Non-Testifying Third Parties Involved in Prostitution (II) Testimony by Non-parties Regarding Their Participation in Prostitution Pursuant to Federal Rules of Evidence 608(b), 611, 403 [fld 6/19/15, doc 194] **is denied as to references to identities of non party witnesses and tentative ruling issued as to testifying by non parties - final ruling deferred to trial**

The following Motions are continued for hearing or ruling on the papers:

- Defendant's Motion to Dismiss Counts Two and Five of the First Superseding Indictment [fld 6/19/15, doc 195]
- Defendant's Motion to Bifurcate Count Seven of the First Superseding Indictment [fld 6/24/15, doc 210]

Counsel shall file supplemental briefs not to exceed five pages on June 30, 2015 regarding the Supreme Court's recent ruling on *Johnson v. United States*.

The following Motions remain set for hearing on June 29, 2015 at 11:00 a.m.

- Joint Motion for Order Quashing Subpoena Served on Victim's Counsel [fld 6/11/15, doc 174]
- Motion to Quash Trial Subpoena to Non-parties James Nauwens and Nardello & Co., LLC [fld U/S 6/22/15, doc 202]

Various pretrial issues discussed as stated on the record.

Jury Trial remains set on July 7, 2015 at 8:30 a.m.